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GUIDANT CORPORATION, GUIDANT SALES
CORPORATION, CARDIAC PACEMAKERS, INC., and
BOSTON SCIENTIFIC CORPORATION

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

SETA SAAD and CHRISTIAN E. SAAD,
individually and as representatives of the Estate
of RAYMOND SAAD,

Plaintiffs,

vs.

GUIDANT CORPORATION; GUIDANT
SALES CORPORATION; CARDIAC
PACEMAKERS, INC.; BOSTON SCIENTIFIC
CORPORATION; ASHLEY & MCMULLEN-
WING SUN MORTUARY, a business entity
form unknown; ASHLEY & MCMULLEN, a
business entity form unknown; and DOES 1
through 20, inclusive,

Defendants.

Case No. C 08-0053-PJH

**NOTICE OF ISSUANCE OF
CONDITIONAL TRANSFER ORDER
NO. 50 BY JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION**

Complaint filed: October 29, 2007

1 TO THE COURT, ALL PARTIES AND THEIR COUNSEL OF RECORD:

2 PLEASE TAKE NOTICE that on January 28, 2008, the Judicial Panel on Multidistrict
3 Litigation ("JPML") filed Conditional Transfer Order 50 ("CTO 50") in *In re Guidant Corp.*
4 *Implantable Defibrillators Products Liability Litigation*. This Order conditionally transfers this
5 action, *Saad v. Guidant Corporation et al.*, to the District of Minnesota ("MDL") and assigns it
6 to the Honorable Donovan W. Frank. A copy of CTO 50 is attached as Exhibit A.

7 Defendants Guidant Corporation, Guidant Sales Corporation, Endovascular
8 Technologies, Inc. and Boston Scientific Corporation's (collectively "Guidant") Motion to Stay
9 Pending Transfer to MDL Court, which Plaintiffs have opposed, is currently set for hearing
10 before Your Honor on February 20, 2008 at 9:00 a.m. Defendants' Motion to Stay addresses
11 similar jurisdictional issues to those raised by Plaintiffs' pending Motion for Remand, which
12 Defendants have opposed and which is also scheduled for hearing on February 20, 2008 at 9:00
13 a.m. This Notice supports Defendants' position that pretrial deadlines should be stayed and that
14 any decision on Plaintiffs' Motion for Remand be deferred at this time to allow the JPML to
15 resolve issues relating to the transfer of this case to the MDL.

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17 DATED: February 4, 2008

Respectfully submitted,

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19 SHOOK, HARDY & BACON L.L.P.

20 By: /s/ Mia O. Solvesson
21 DANA N. GWALTNEY
MIA O. SOLVESSON

22 Attorneys for Defendants
23 GUIDANT CORPORATION,
24 GUIDANT SALES CORPORATION,
25 ENDOVASCULAR TECHNOLOGIES, INC.,
26 and BOSTON SCIENTIFIC CORPORATION
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